IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

WP(C).No. 32893 of 2006(N)

PETITIONER:

BR.DAVIS, S/O.S.P.GEORGE, AGED 40 YEARS, SRAMBICKAL HOUSE, EDAYAR, BINANIPURAM P.O., ERNAKULAM, PIN-683 502.

BY ADV. SRI.DENIZEN KOMATH

RESPONDENTS:
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1. THE SUPERINTENDENT OF POLICE, ALUVA RURAL, ALUVA.

2. SUB INSPECTOR OF POLICE,BINANIPURAM POLICE STATION, ERNAKULAM.

3. TITUS, S/O.JOSEPH, THOTTAKATH HOUSE, EDAYAR, BINANIPURAM P.O., ERNAKULAM.

4. LIJO, S/O.JOY, THOTTAKATH HOUSE, EDAYAR, BINANIPURAM P.O., ERNAKULAM.

5. GEORGE, S/O.JOSEPH, THOTTAKATH HOUSE, EDAYAR, BINANIPURAM P.O., ERNAKULAM.

6. PAULI, S/O.JOSEPH, THOTTAKATH HOUSE, EDAYAR, BINANIPURAM P.O., ERNAKULAM.

7. REJU @ KUTTAN, S/O.ANTONY, THOTTAKATH HOUSE, EDAYAR, BINANIPURAM P.O., ERNAKULAM.

8. SRI.K.P.GOPI, HC 4609, BINANIPURAM POLICE STATION, EDAYAR, BINANIPURAM P.O.

R1 & R2 BYG.P.SRI.P.A.SALIM
BY ADV. SRI.SAJEEV KUMAR K.GOPAL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 19/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C)NO.32893/2006

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: TRUE PHOTOCOPY OF THE FIRST INFORMATION REPORT IN CRIME NO.227/2006 OF 2ND RESPONDENT POLICE STATION.

EXT.P2: TRUE PHOTOCOPY OF THE STATEMENT FOISTED BY THE 8TH RESPONDENT IN THE COURSE OF INVESTIGATION.

EXT.P3: TRUE PHOTOCOPY OF THE CERTIFICATE ISSUED BY THE CONCERNED DOCTOR WHO TREATED THIS PETITIONER, DATED 27.11.2006.

EXT.P4: TRUE PHOTOCOPY OF THE COMPLAINT PREFERRED BY THE PETITIONER BEFORE 1ST RESPONDENT AND OTHERS.

EXT.P5: TRUE PHOTOCOPY OF THE NEWS ARTICLE PUBLISHED IN THE MALAYALA MANORAMA DAILY DATED 18.11.2006.

EXT.P6: TRUE PHOTOCOPY OF THE NEWS ITEM PUBLISHED IN THE DESHABHIMANI DAILY DATED 22.11.2006.

EXT.P7: TRUE PHOTOCOPY OF THE NEWS ITEM PUBLISHED IN MALAYALA MANORAMA DAILY DATED 24.11.2006.

EXT.P7(a): TRUE PHOTOCOPY OF THE NEWS ITEM PUBLISHED IN THEJUS DAILY DATED 22.11.2006.

// TRUE COPY //

TKS

J.B.KOSHY & K.PADMANABHAN NAIR,JJ.

W.P.(C)NO.32893 OF 2006

Dated 19th December, 2006

JUDGMENT

Koshy,J.

This is a petition for police protection. Without expressing any opinion regarding the merits of the disputes between the parties, on 11.12.2006 we have granted protection to the lives of the petitioner and family members. It is submitted that respondents 3 to 8 are not making any physical threat to the life of the petitioner. Therefore, interim order dated 11.12.2006 is made absolute. This order will not prevent the statutory authorities in taking appropriate actions if any illegal activities are conducted by the petitioner.

The writ petition is disposed of accordingly.

J.B.KOSHY
JUDGE

K.PADMANABHAN NAIR
JUDGE

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